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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/862,917	05/22/2001	Michael Jarman	708P009508-US(PAR)	8732
Craig A. Fiesch	7590 05/02/200°	EXAMINER		
DEWITT ROSS & STEVENS S.C. 8000 Excelsior Drive, Suite 401 Madison, WI 53717-1914			BORISSOV, IGOR N	
			ART UNIT	PAPER NUMBER
			3628	
		•		
			MAIL DATE	DELIVERY MODE
			05/02/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Advisory Action Before the Filing of an Appeal Brief

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Application No.	Applicant(s)	
09/862,917	JARMAN ET AL.	
Examiner	Art Unit	
Igor N. Borissov	3628	

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The MAILING DATE of this communication appe	ars on the cover sheet with the o	correspondence add	ress
THE REPLY FILED 10 April 2007 FAILS TO PLACE THIS APP	LICATION IN CONDITION FOR A	LOWANCE.	
1. The reply was filed after a final rejection, but prior to or on this application, applicant must timely file one of the follow places the application in condition for allowance; (2) a No a Request for Continued Examination (RCE) in compliance time periods:	ving replies: (1) an amendment, af tice of Appeal (with appeal fee) in	fidavit, or other evider compliance with 37 C	nce, which FR 41.31; or (3)
a) The period for reply expires 3 months from the mailing date b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire to Examiner Note: If box 1 is checked, check either box (a) or (TWO MONTHS OF THE FINAL REJECTION. See MPEP 70	dvisory Action, or (2) the date set forth ater than SIX MONTHS from the mailin b). ONLY CHECK BOX (b) WHEN THI 06.07(f).	g date of the final rejecti E FIRST REPLY WAS F	on. ILED WITHIN
Extensions of time may be obtained under 37 CFR 1.136(a). The date have been filed is the date for purposes of determining the period of extunder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL	ension and the corresponding amount hortened statutory period for reply orig than three months after the mailing da	of the fee. The appropri	iate extension fee ce action: or (2) as
 The Notice of Appeal was filed on A brief in comp filing the Notice of Appeal (37 CFR 41.37(a)), or any exter a Notice of Appeal has been filed, any reply must be filed AMENDMENTS 	nsion thereof (37 CFR 41.37(e)), to	avoid dismissal of th	ns of the date of e appeal. Since
3. The proposed amendment(s) filed after a final rejection, I (a) They raise new issues that would require further cor (b) They raise the issue of new matter (see NOTE below (c) They are not deemed to place the application in bet appeal; and/or	nsideration and/or search (see NO w); ter form for appeal by materially re	TE below);	
(d) ☐ They present additional claims without canceling a converse NOTE: (See 37 CFR 1.116 and 41.33(a)).	corresponding number of finally rej	ected claims.	
4. The amendments are not in compliance with 37 CFR 1.12		empliant Amendment	(PTOL-324).
Applicant's reply has overcome the following rejection(s):		·	
 Newly proposed or amended claim(s) would be all non-allowable claim(s). 			
7. For purposes of appeal, the proposed amendment(s): a) [how the new or amended claims would be rejected is prov The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: Claim(s) withdrawn from consideration:	☑ will not be entered, or b) ☑ wi rided below or appended.	ll be entered and an e	explanation of
AFFIDAVIT OR OTHER EVIDENCE			
 The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good and was not earlier presented. See 37 CFR 1.116(e). 	t before or on the date of filing a N I sufficient reasons why the affidat	otice of Appeal will <u>no</u> vit or other evidence is	t be entered and necessary and
 The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to o showing a good and sufficient reasons why it is necessary 	vercome <u>all</u> rejections under appe and was not earlier presented. S	al and/or appellant fai ee 37 CFR 41.33(d)(1	ils to provide a 1).
10. ☐ The affidavit or other evidence is entered. An explanation REQUEST FOR RECONSIDERATION/OTHER	of the status of the claims after e	ntry is below or attach	ied.
 The request for reconsideration has been considered but <u>See Continuation Sheet.</u> 	does NOT place the application in	n condition for allowar	nce because:
12. Note the attached Information Disclosure Statement(s). (13. Other:	PTO/SB/08) Paper No(s)	1	4
		7-5	4
		IGOR N. BOR	ISSOV

PRIMARY EXAMINER

PTOL-303 (Rev. 08-06)

Continuation of 11. does NOT place the application in condition for allowance because: Applicant's arguments that Yee fails to disclose a meter that transmits authorization request to obtain authorization of the transaction; and that modifying Yee to include communication of a transaction authorization from the meter to the utility would make Yee unsatisfactory for its intended purpose, has been fully addressed in the last Office action. As per applicant's argument regarding required infrastructure, same reasoning is applied as in last Office action.